IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 16TH NOVEMBER 2006 / 25TH KARTHIKA 1928

Bail Appl..No. 5846 of 2006()

CRIME NO.311/2006 OF YERWADA POLICE STATION, PUNE.

PETITIONER

VIKRAMJIT SINGH, IPS,
ASSISTANT SUPERINTENDENT OF POLICE,
ALUVA.

BY ADV. SRI.M.AJAY

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED
BY ITS PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE DIRECTOR GENERAL OF POLICE,
PHQ, THIRUVANANTHAPURAM.

3. THE COMMISSIONER OF POLICE,
THIRUVANANTHAPURAM CITY.

4. THE STATION HOUSE OFFICER, YERWADA
POLICE STATION, DON BOSCO MARG,
PUNE, MAHARASHTRA, PIN-411 006.

BY ADV. SRI.V.TEKCHAND(COUNSEL FOR DEFACTO COMPLAINANT)
SRI.CHARANJITH SINGH
PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN.

THIS BAIL APPLICATION HAVING BEEN FINALLY HEARD ON 16/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M. JAMES, J.

B.A.No.5846 of 2006

Dated this the 16th November, 2006.

O R D E R

Consequent on my order dated 4.10.2006 in B.A.No.5846/2006, it is reported by either side, the parties have settled the matter to the satisfaction of both sides, as per the conditions contained in the order. It is further submitted by either side that the application for Divorce on mutual consent will have to be filed before the Family Court, Thiruvananthapuram, as the parties have last resided together, within the jurisdiction of that Family Court.

2. After hearing the counsel on either side, and also taking into account, the mental conditions, their family back grounds, and their intention to get separated without waiting for any further, I direct the parties to file an application for divorce on mutual consent before the Family Court, Thiruvananthapuram. It is submitted by the counsel that the application for divorce will be filed on 21.11.2006 before the court below.

3. Dr.Jasleen is now at Chandigarh. Vikramjeet Singh is at Aluva on duty. It will be very difficult for the girl to come to Thiruvananthapuram, to attend the court. In view of the above details, as discussed above, I direct the learned Family Court Judge, to receive the petition, record their statements, and complete the proceedings, on the same day itself, without waiting for the statutory period of six months, for no conciliation can change their relationships, which had already been irretrievably broken down.

4. The order dated 4.10.2006 of this Court will form part of this Order.

5. As the parties have settled the matter, nothing survives in this application, and hence closed.

J.M. JAMES,
JUDGE

nj.